

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

JOHNATHAN MASON,  
*Plaintiff,*

v.

LYFT, INC. AND LYFT, INC. D/B/A  
LYFT DRIVES TEXAS, INC.,  
*Defendants.*

§  
§  
§  
§  
§  
§  
§  
§

Civil Action No. 3:21-cv-1380

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**INDEX OF DOCUMENTS - EXHIBIT "A" TO NOTICE OF REMOVAL**

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Pursuant to 28 U.S.C. § 1446(a) and Local Civil Rule 81.1(a), Defendants Lyft, Inc. and Lyft, Inc. d/b/a Lyft Drives Texas, Inc. files this Index of Documents as Exhibit "A" to its Notice of Removal. Attached is a copy of each document filed in the state court action styled *Johnathan Mason vs. Lyft, Inc. and Lyft, Inc. d/b/a Lyft Drives Texas, Inc.*; Cause No. CC-21-01905-B; in the County Court at Law No. 2, Dallas County, Texas.

EXHIBIT	DESCRIPTION	DATE
1	Plaintiff's Original Petition	2021.05.17
2	Issued Citation for Lyft, Inc.	2021.05.18
3	Issued Citation for Lyft, Inc. d/b/a Lyft Drives Texas, Inc.	2021.05.18
4	Affidavit of Service for Lyft, Inc.	2021.06.01
5	Affidavit of Service for Lyft, Inc. d/b/a Lyft Drives Texas, Inc.	2021.06.01
6	Docket Sheet	2021.06.14

Respectfully submitted,



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Bryan D. Pollard  
State Bar No. 00795592  
bryan.pollard@fisherbroyles.com  
Telephone: (214) 984-7153  
Katie M. Ackels  
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FISHERBROYLES, LLP  
4514 Cole Avenue, Suite 600  
Dallas, Texas 75205  
Facsimile: (214) 279-7192

ATTORNEYS FOR DEFENDANT LYFT, INC.  
LYFT, INC. D/B/A LYFT DRIVES TEXAS, INC.

#### CERTIFICATE OF SERVICE

On June 14, 2021, I electronically submitted the foregoing document with the clerk of court for the U.S. District Court, Northern District of Texas, using the electronic case filing system of the court. I hereby certify that I have served all counsel of record electronically or by another manner authorized by the Federal Rules of Civil Procedure.



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Katie M. Ackels

# EXHIBIT 1

CAUSE NO. CC-21-01905-B

JOHNATHAN MASON	§	IN THE COUNTY COURT
	§	
	§	
VS.	§	AT LAW NO. _____
	§	
	§	
LYFT, INC. AND LYFT, INC. D/B/A	§	
LYFT DRIVES TEXAS, INC.	§	DALLAS COUNTY, TEXAS

**PLAINTIFF'S ORIGINAL PETITION**

Plaintiff Johnathan Mason ("Plaintiff") files this Original Petition complaining of Defendant Lyft, Inc. and Lyft, Inc. d/b/a Lyft Drives Texas, Inc. ("Defendants") and for cause of action states the following:

**DISCOVERY CONTROL PLAN**

1. Pursuant to Rules 190.1 and 190.3 of the Texas Rules of Civil Procedure, Plaintiff states that discovery in this cause is intended to be conducted under Level 3.

**JURY DEMAND**

2. Pursuant to Rules 216 and 217 of the Texas Rules of Civil Procedure, Plaintiff requests a jury trial of this matter. Accordingly, Plaintiff tenders the proper jury fee with the filing of Plaintiff's Original Petition.

**PARTIES**

3. Plaintiff Johnathan Mason is an individual residing in Dallas County, Texas. The last three digits of his driver's license are 899 and the last three digits of his social security number are 299.
4. Defendant Lyft, Inc. is a corporation that may be served through its registered agent CT

Corporation System at 1999 Bryan St., Ste. 900 Dallas, Texas 75201.

5. Defendant Lyft, Inc. d/b/a Lyft Drives Texas, Inc. is a corporation that may be served through its registered agent CT Corporation System at 1999 Bryan St., Ste. 900 Dallas, Texas 75201.

### **VENUE AND JURISDICTION**

6. Venue is proper in this Court by virtue of Tex. Civ. Prac. & Rem. Code §15.002(a). Furthermore, this Court has jurisdiction in that the damages being sought are within the jurisdictional limits of this Court.

### **FACTS**

7. This lawsuit is based on a motor vehicular collision occurring on or about September 20, 2019, at or near the intersection of Walnut Hill Lane and Boedecker Road in Dallas, Texas (hereinafter referred to as "The Collision").
8. Plaintiff was a backseat passenger in a Lyft vehicle that was arranged through the Lyft application, when Defendants' driver rear-ended another vehicle causing severe injuries and damages to Plaintiff.
9. Defendants' driver was acting in the course and scope of his employment with Defendants at the time of the crash.
10. The Collision was proximately caused by the negligence and / or negligence *per se* of the Defendants.

### **CAUSES OF ACTION**

#### **Negligence and / or Negligence *Per Se***

11. At the time of The Collision, Defendants' employee/driver was negligent and / or

negligent *per se* in one or more of the following particulars:

- a. In failing to keep such a lookout as a person of ordinary prudence would have kept under the same or similar circumstances;
  - b. In failing to timely apply the brakes of the vehicle in order to avoid the collision in question;
  - c. In driving a vehicle at a rate of speed which was greater than that which an ordinarily prudent person would have driven under the same or similar circumstances;
  - d. In failing to yield the right-of-way;
  - e. In failing to maintain his vehicle under control;
  - f. In following too closely;
  - g. In disregarding traffic signals;
  - h. In failing to take proper evasive action;
  - i. In driving while inattentive;
  - j. In driving while looking at his cell phone, texting, emailing, or otherwise using a cellular device which diverted his attention from the road in front of him; and
  - k. In violating Texas Transportation Code Sections 545.062 (following distance), 545.351 (maximum speed requirement), and 545.4251 (use of portable wireless communication device for electronic messaging).
12. At the time of The Collision, Defendants' employee/driver was acting in the course and scope of his employment with Defendant Lyft, Inc. and / or Lyft, Inc. d/b/a Lyft Drives Texas, Inc. As a result, Defendant Lyft, Inc. and / or Lyft, Inc. d/b/a Lyft Drives Texas, Inc. are legally liable for the acts and omissions of negligence of their employee under the doctrine of respondeat superior.
13. Defendants Lyft, Inc. and / or Lyft, Inc. d/b/a Lyft Drives Texas, Inc. were negligent in hiring their employee as a driver and negligent in allowing him to continue driving vehicles for them when they reasonably should have known that it was unsafe to do so. These Defendants were also negligent in the training of its training and the safety and operation of its fleet. Such negligence, singularity or in combination with others, proximately caused The Collision.

14. Each of the foregoing acts or omissions, singularly or in combination with others, constituted negligence and / or negligence *per se*, which proximately caused The Collision and Plaintiff's injuries and damages.

**PERSONAL INJURIES AND DAMAGES**

15. As a result of Defendant's negligent actions, Johnathan Mason suffered personal injuries.

Consequently, Johnathan Mason seeks recovery of the following damages:

- a. Medical Expenses: Johnathan Mason incurred bodily injuries which were caused by The Collision and Johnathan Mason incurred medical expenses for treatment of such injuries. Johnathan Mason believes that, in reasonable medical probability such injuries will require the need for future medical care.
- b. Physical Pain: Johnathan Mason endured physical pain as a result of the personal injuries sustained in The Collision and reasonably anticipates such pain will continue in the future.
- c. Mental Anguish: Johnathan Mason endured mental anguish as a result of the personal injuries sustained in The Collision and reasonably anticipates such mental anguish will continue in the future.
- d. Disfigurement: Johnathan Mason endured disfigurement as a result of the personal injuries sustained in The Collision and reasonably anticipates such will continue in the future.
- e. Impairment: Johnathan Mason endured physical impairment as a result of the personal injuries sustained in The Collision and reasonably anticipates such in the future.
- f. Loss of Earning Capacity: Johnathan Mason lost wages as a result of the personal injuries sustained in The Collision. Johnathan Mason reasonably believes that such injuries will diminish Johnathan Mason's earning capacity in the future.

**AGGRAVATION**

16. In the alternative, if it be shown that the Plaintiff suffered from any pre-existing injury, disease and/or condition at the time of the incident made the basis of the lawsuit, then

such injury, disease and/or condition was aggravated and/or exacerbated by the negligence of the Defendant.

**U.S. LIFE TABLES**

17. Notice is hereby given to the Defendant that Plaintiff intends to use the U. S. Life Tables as published by the Department of Health and Human Services - National Vital Statistics Report in the trial of this matter. Plaintiff requests that this Honorable Court take judicial notice of those rules, regulations, and statutes of the United States and the State of Texas, pursuant to Texas Rule of Evidence 201 and 1005.

**RELIEF SOUGHT**

18. Pursuant to Texas Rules of Civil Procedure 193.7, notice is hereby given of the intention to use any of the documents exchanged and/or produced between any party during the trial of this case. All conditions precedent to Plaintiff's right to recover the relief sought herein have occurred or have been performed.
19. As required by Rule 47(b), Texas Rules of Civil Procedure, Plaintiff states that the damages sought are in an amount within the jurisdictional limits of this Court. As required by Rule 47(c), Texas Rules of Civil Procedure, Plaintiff states that Plaintiff seeks monetary relief in excess of \$250,000, but less than \$1,000,000. As discovery takes place and testimony is given, Plaintiff will be in a better position to give the maximum amount of damages sought.
20. Plaintiff requests that Defendant be cited to appear and answer, and that this case be tried after which Plaintiff recover:
- a. Judgment against Defendant for a sum within the jurisdictional limits of this



- Court for the damages set forth herein;
- b. Pre-judgment interest at the maximum amount allowed by law;
  - c. Post-judgment interest at the maximum rate allowed by law;
  - d. Costs of suit; and
  - e. Such other and further relief to which Plaintiff may be justly entitled.

Respectfully submitted,

**REYES | BROWNE | REILLEY**

/s/ Spencer P. Browne

**Spencer P. Browne**

State Bar No. 24040589

**Hussain Ismail**

State Bar No. 24087782

8222 Douglas Avenue, Suite 400

Dallas, TX 75225

(214) 526-7900

(214) 526-7910 (FAX)

spencer@reyeslaw.com

hussain@reyeslaw.com

**ATTORNEYS FOR PLAINTIFF**

# EXHIBIT 2

**THE STATE OF TEXAS  
CITATION**

CAUSE NO. CC-21-01905-B  
COUNTY COURT AT LAW NO. 2  
Dallas County, Texas

TO:

**LYFT, INC.  
CT CORPORATION SYSTEM REGISTERED AGENT  
1999 BRYAN ST STE 900  
DALLAS TX 75201**

“You have been sued. You may employ an attorney. If you or your Attorney do not file a WRITTEN ANSWER with the clerk who issued this citation by 10:00 A.M. on the Monday next following the expiration of twenty days after you were served this citation and PLAINTIFF'S ORIGINAL PETITION, a default judgment may be taken against you. In addition to filing a written answer with the clerk, you may be required to make initial disclosures to the other parties of this suit. These disclosures generally must be made no later than 30 days after you file your answer with the clerk. Find out more at TexasLawHelp.org.” Your answer should be addressed to the clerk of County Court at Law No. 2 of Dallas County, Texas at the Court House of said County, 600 Commerce Street, Suite 101, Dallas, Texas 75202.

**JOHNATHAN MASON  
*Plaintiff(s)***

VS.

**LYFT, INC.; LYFT, INC. D/B/A LYFT DRIVES TEXAS, INC.  
*Defendant(s)***

filed in said Court on the 17th day of May, 2021, a copy of which accompanies this citation.

**WITNESS: JOHN F. WARREN**, Clerk of the County Courts of Dallas County, Texas. GIVEN UNDER MY HAND AND SEAL OF OFFICE, at Dallas, Texas, and issued this 18th day of May, 2021 A.D.

JOHN F. WARREN, Dallas County Clerk

By *Guisla Hernandez*, Deputy  
Guisla Hernandez



**ATTORNEY**

**CITATION  
PLAINTIFF'S ORIGINAL PETITION**

**CC-21-01905-B**

IN THE COUNTY COURT OF DALLAS  
County Court at Law No. 2  
Dallas County, Texas

JOHNATHAN MASON, *Plaintiff(s)*

VS.

LYFT, INC.; LYFT, INC. D/B/A LYFT  
DRIVES TEXAS, INC., *Defendant(s)*

**SERVE:**

**LYFT, INC.  
CT CORPORATION SYSTEM  
REGISTERED AGENT  
1999 BRYAN ST STE 900  
DALLAS TX 75201**

**ISSUED THIS  
18TH DAY OF MAY, 2021**

JOHN F. WARREN, COUNTY CLERK  
BY: GUISLA HERNANDEZ, DEPUTY

Attorney for Plaintiff

SPENCER P BROWNE  
8222 DOUGLAS AVE  
SUITE 400  
DALLAS TX 75225  
214-526-7900

**NO OFFICER'S FEES HAVE BEEN  
COLLECTED BY DALLAS COUNTY CLERK**

**OFFICER'S RETURN**

CC-21-01905-B County Court at Law No. 2

JOHNATHAN MASON vs. LYFT, INC., LYFT, INC. D/B/A LYFT DRIVES TEXAS, INC.

**ADDRESS FOR SERVICE:**

CT CORPORATION SYSTEM REGISTERED AGENT  
1999 BRYAN ST STE 900  
DALLAS TX 75201

**Fees:**

Came to hand on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_m., and executed in \_\_\_\_\_ County, Texas by delivering to LYFT, INC. in person, a true copy of this Citation together with the accompanying copy of the PLAINTIFF'S ORIGINAL PETITION with the date and service at the following times and places to-wit:

Name	Date/Time	Place, Course and Distance from Courthouse
------	-----------	--


And not executed as to the defendant(s), \_\_\_\_\_

The diligence used in finding said defendant(s) being:

\_\_\_\_\_ and the cause or failure to execute this process is:

\_\_\_\_\_ and the information received as to the whereabouts of said defendant(s) being:

\_\_\_\_\_

Serving Petition and Copy \$ \_\_\_\_\_, Officer

Total \$ \_\_\_\_\_, County, Texas

By: \_\_\_\_\_, Deputy

\_\_\_\_\_, Affiant

# EXHIBIT 3

**THE STATE OF TEXAS  
CITATION**

CAUSE NO. CC-21-01905-B  
COUNTY COURT AT LAW NO. 2  
Dallas County, Texas

TO:

**LYFT, INC. D/B/A LYFT DRIVES TEXAS, INC.  
SERVE ITS REGISTERED AGENT: CT CORPORATION SYSTEM REGISTERED AGENT  
1999 BRYAN ST STE 900  
DALLAS TX 75201**

“You have been sued. You may employ an attorney. If you or your Attorney do not file a WRITTEN ANSWER with the clerk who issued this citation by 10:00 A.M. on the Monday next following the expiration of twenty days after you were served this citation and PLAINTIFF'S ORIGINAL PETITION, a default judgment may be taken against you. In addition to filing a written answer with the clerk, you may be required to make initial disclosures to the other parties of this suit. These disclosures generally must be made no later than 30 days after you file your answer with the clerk. Find out more at TexasLawHelp.org.” Your answer should be addressed to the clerk of County Court at Law No. 2 of Dallas County, Texas at the Court House of said County, 600 Commerce Street, Suite 101, Dallas, Texas 75202.

**JOHNATHAN MASON**  
*Plaintiff(s)*

VS.

**LYFT, INC.; LYFT, INC. D/B/A LYFT DRIVES TEXAS, INC.**  
*Defendant(s)*

filed in said Court on the 17th day of May, 2021, a copy of which accompanies this citation.

**WITNESS: JOHN F. WARREN**, Clerk of the County Courts of Dallas County, Texas. GIVEN UNDER MY HAND AND SEAL OF OFFICE, at Dallas, Texas, and issued this 18th day of May, 2021 A.D.

JOHN F. WARREN, Dallas County Clerk

By Guisla Hernandez, Deputy  
Guisla Hernandez



**ATTORNEY**

**CITATION  
PLAINTIFF'S ORIGINAL PETITION**

**CC-21-01905-B**

IN THE COUNTY COURT OF DALLAS  
County Court at Law No. 2  
Dallas County, Texas

JOHNATHAN MASON, *Plaintiff(s)*

VS.

LYFT, INC.; LYFT, INC. D/B/A LYFT  
DRIVES TEXAS, INC., *Defendant(s)*

**SERVE:**

**LYFT, INC. D/B/A LYFT DRIVES  
TEXAS, INC.  
SERVE ITS REGISTERED AGENT: CT  
CORPORATION SYSTEM  
REGISTERED AGENT  
1999 BRYAN ST STE 900  
DALLAS TX 75201**

**ISSUED THIS  
18TH DAY OF MAY, 2021**

JOHN F. WARREN, COUNTY CLERK  
BY: GUISLA HERNANDEZ, DEPUTY

Attorney for Plaintiff

SPENCER P BROWNE  
8222 DOUGLAS AVE  
SUITE 400  
DALLAS TX 75225  
214-526-7900

**NO OFFICER'S FEES HAVE BEEN  
COLLECTED BY DALLAS COUNTY CLERK**

**OFFICER'S RETURN**

CC-21-01905-B County Court at Law No. 2

JOHNATHAN MASON vs. LYFT, INC., LYFT, INC. D/B/A LYFT DRIVES TEXAS, INC.

**ADDRESS FOR SERVICE:**

SERVE ITS REGISTERED AGENT: CT CORPORATION SYSTEM REGISTERED AGENT

1999 BRYAN ST STE 900

DALLAS TX 75201

**Fees:**

Came to hand on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_m., and executed in \_\_\_\_\_ County, Texas by delivering to LYFT, INC. D/B/A LYFT DRIVES TEXAS, INC. in person, a true copy of this Citation together with the accompanying copy of the PLAINTIFF'S ORIGINAL PETITION with the date and service at the following times and places to-wit:

Name	Date/Time	Place, Course and Distance from Courthouse
_____	_____	_____
_____	_____	_____

And not executed as to the defendant(s), \_\_\_\_\_

The diligence used in finding said defendant(s) being:

\_\_\_\_\_ and the cause or failure to execute this process is:

\_\_\_\_\_ and the information received as to the whereabouts of said defendant(s) being:

Serving Petition and Copy \$ \_\_\_\_\_, Officer

Total \$ \_\_\_\_\_, County, Texas

By: \_\_\_\_\_, Deputy

\_\_\_\_\_, Affiant

# EXHIBIT 4



**AFFIDAVIT OF SERVICE**

**State of Texas**

**County of Dallas**

**County Court No. 2 Court**

Case Number: CC2101905B

Plaintiff:

**JOHNATHAN MASON**

vs.

Defendant:

**LYFT, INC. AND LYFT, INC. D/B/A LYFT DRIVES TEXAS, INC.**

For:

Spencer P. Browne  
REYES BROWNE  
8222 Douglas Ave.  
Suite 400  
Dallas, TX 75225



FWT2021001248

Received by Alliance Civil Process, Inc. on the 18th day of May, 2021 at 1:28 pm to be served on **LYFT, INC. BY DELIVERING TO REGISTERED AGENT CT CORPOATION SYSTEM, 1999 BRYAN STREET, SUITE 900, DALLAS, TX 75201.**

I, Monty R. Crabb, being duly sworn, depose and say that on the **19th day of May, 2021 at 1:25 am, I:**


delivered a true copy of the **CITATION AND PLAINTIFF'S ORIGINAL PETITION** with the date of service endorsed thereon by me, to:

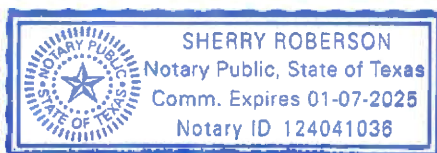
**LYFT, INC. BY DELIVERING TO REGISTERED AGENT CT CORPOATION SYSTEM**

by delivering to **AALIYAH WAMSKY** in person as **AUTHORIZED AGENT** at the address of: **1999 BRYAN STREET, SUITE 900, DALLAS, TX 75201**, who stated they are authorized to accept service.

I certify that I am over the age of 18, have no interest in the above action, and am authorized by written order of the court to serve citation and other notices. I have personal knowledge of the facts stated above and declare under penalty of perjury that each is true and correct.

Subscribed and Sworn to before me on the 26 day  
of May, 2021 by the affiant who is  
personally known to me.

  
NOTARY PUBLIC





Monty R. Crabb  
PSC-378; Exp. 7/31/2022

Alliance Civil Process, Inc.  
136 W. McLeroy Blvd., Ste. A  
Saginaw, TX 76179  
(817) 306-4150

Our Job Serial Number: FWT-2021001248  
Ref: 20051984311  
Service Fee: 100.00



**THE STATE OF TEXAS  
CITATION**

CAUSE NO. CC-21-01905-B  
COUNTY COURT AT LAW NO. 2  
Dallas County, Texas

TO:

LYFT, INC.  
CT CORPORATION SYSTEM REGISTERED AGENT  
1999 BRYAN ST STE 900  
DALLAS TX 75201

"You have been sued. You may employ an attorney. If you or your Attorney do not file a WRITTEN ANSWER with the clerk who issued this citation by 10:00 A.M. on the Monday next following the expiration of twenty days after you were served this citation and PLAINTIFF'S ORIGINAL PETITION, a default judgment may be taken against you. In addition to filing a written answer with the clerk, you may be required to make initial disclosures to the other parties of this suit. These disclosures generally must be made no later than 30 days after you file your answer with the clerk. Find out more at TexasLawHelp.org." Your answer should be addressed to the clerk of County Court at Law No. 2 of Dallas County, Texas at the Court House of said County, 600 Commerce Street, Suite 101, Dallas, Texas 75202.

JOHNATHAN MASON  
*Plaintiff(s)*

VS.

LYFT, INC.; LYFT, INC. D/B/A LYFT DRIVES TEXAS, INC.  
*Defendant(s)*

filed in said Court on the 17th day of May, 2021, a copy of which accompanies this citation.

WITNESS: JOHN F. WARREN, Clerk of the County Courts of Dallas County, Texas. GIVEN UNDER MY HAND AND SEAL OF OFFICE, at Dallas, Texas, and issued this 18th day of May, 2021 A.D.

JOHN F. WARREN, Dallas County Clerk

By Guisla Hernandez, Deputy  
Guisla Hernandez



**ATTORNEY**

**CITATION  
PLAINTIFF'S ORIGINAL PETITION**

**CC-21-01905-B**

IN THE COUNTY COURT OF DALLAS  
County Court at Law No. 2  
Dallas County, Texas

JOHNATHAN MASON, *Plaintiff(s)*

VS.

LYFT, INC.; LYFT, INC. D/B/A LYFT  
DRIVES TEXAS, INC., *Defendant(s)*

**SERVE:**

LYFT, INC.  
CT CORPORATION SYSTEM  
REGISTERED AGENT  
1999 BRYAN ST STE 900  
DALLAS TX 75201

**ISSUED THIS  
18TH DAY OF MAY, 2021**

JOHN F. WARREN, COUNTY CLERK  
BY: GUISLA HERNANDEZ, DEPUTY

Attorney for Plaintiff

SPENCER P BROWNE  
8222 DOUGLAS AVE  
SUITE 400  
DALLAS TX 75225  
214-526-7900

NO OFFICER'S FEES HAVE BEEN  
COLLECTED BY DALLAS COUNTY CLERK

**OFFICER'S RETURN**

CC-21-01905-B County Court at Law No. 2

JOHNATHAN MASON vs. LYFT, INC., LYFT, INC. D/B/A LYFT DRIVES TEXAS, INC.

**ADDRESS FOR SERVICE:**

CT CORPORATION SYSTEM REGISTERED AGENT  
1999 BRYAN ST STE 900  
DALLAS TX 75201

**Fees:**

Came to hand on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ m., and executed in \_\_\_\_\_ County, Texas by delivering to LYFT, INC. in person, a true copy of this Citation together with the accompanying copy of the PLAINTIFF'S ORIGINAL PETITION with the date and service at the following times and places to-wit:

Name	Date/Time	Place, Course and Distance from Courthouse
_____	_____	_____
_____	_____	_____

And not executed as to the defendant(s), \_\_\_\_\_

The diligence used in finding said defendant(s) being:

\_\_\_\_\_ and the cause or failure to execute this process is:

\_\_\_\_\_ and the information received as to the whereabouts of said defendant(s) being:

Serving Petition and Copy \$ \_\_\_\_\_, Officer

Total \$ \_\_\_\_\_, County, Texas

By: \_\_\_\_\_, Deputy

\_\_\_\_\_, Affiant

# EXHIBIT 5

AFFIDAVIT OF SERVICE

State of Texas

County of Dallas

County Court No. 2 Court

Case Number: CC2101905B

Plaintiff:  
**JOHNATHAN MASON**

vs.

Defendant:  
**LYFT, INC. AND LYFT, INC. D/B/A LYFT DRIVES TEXAS, INC.**For:  
Spencer P. Browne  
REYES BROWNE  
8222 Douglas Ave.  
Suite 400  
Dallas, TX 75225

FWT2021001249

Received by Alliance Civil Process, Inc. on the 18th day of May, 2021 at 1:28 pm to be served on LYFT, INC. D/B/A LYFT DRIVES TEXAS, INC. BY DELIVERING TO REGISTERED AGENT CT CORPOATION SYSTEM, 1999 BRYAN STREET, SUITE 900, DALLAS, TX 75201.

I, Monty R. Crabb, being duly sworn, depose and say that on the 19th day of May, 2021 at 1:25 am, I:

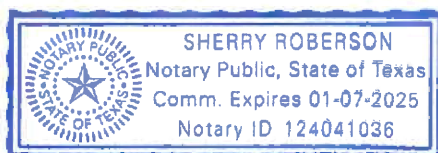
delivered a true copy of the CITATION AND PLAINTIFF'S ORIGINAL PETITION with the date of service endorsed thereon by me, to:

**LYFT, INC. D/B/A LYFT DRIVES TEXAS, INC. BY DELIVERING TO REGISTERED AGENT CT CORPOATION SYSTEM**  
by delivering to **AALIYAH WAMSKY** in person as **AUTHORIZED AGENT** at the address of: **1999 BRYAN STREET, SUITE 900, DALLAS, TX 75201**, who stated they are authorized to accept service.

I certify that I am over the age of 18, have no interest in the above action, and am authorized by written order of the court to serve citation and other notices. I have personal knowledge of the facts stated above and declare under penalty of perjury that each is true and correct.

Subscribed and Sworn to before me on the 20 day  
of May, 2021 by the affiant who is  
personally known to me.

NOTARY PUBLIC



**Monty R. Crabb**  
PSC-378; Exp. 7/31/2022

**Alliance Civil Process, Inc.**  
**136 W. McLeroy Blvd., Ste. A**  
**Saginaw, TX 76179**  
**(817) 306-4150**

Our Job Serial Number: FWT-2021001249  
Ref: 20051984311  
Service Fee: 45-



**THE STATE OF TEXAS  
CITATION**

CAUSE NO. CC-21-01905-B  
COUNTY COURT AT LAW NO. 2  
Dallas County, Texas

TO:

**LYFT, INC. D/B/A LYFT DRIVES TEXAS, INC.  
SERVE ITS REGISTERED AGENT: CT CORPORATION SYSTEM REGISTERED AGENT  
1999 BRYAN ST STE 900  
DALLAS TX 75201**

"You have been sued. You may employ an attorney. If you or your Attorney do not file a WRITTEN ANSWER with the clerk who issued this citation by 10:00 A.M. on the Monday next following the expiration of twenty days after you were served this citation and PLAINTIFF'S ORIGINAL PETITION, a default judgment may be taken against you. In addition to filing a written answer with the clerk, you may be required to make initial disclosures to the other parties of this suit. These disclosures generally must be made no later than 30 days after you file your answer with the clerk. Find out more at TexasLawHelp.org." Your answer should be addressed to the clerk of County Court at Law No. 2 of Dallas County, Texas at the Court House of said County, 600 Commerce Street, Suite 101, Dallas, Texas 75202.

**JOHNATHAN MASON  
*Plaintiff(s)***

VS.

**LYFT, INC.; LYFT, INC. D/B/A LYFT DRIVES TEXAS, INC.  
*Defendant(s)***

filed in said Court on the 17th day of May, 2021, a copy of which accompanies this citation.

**WITNESS: JOHN F. WARREN**, Clerk of the County Courts of Dallas County, Texas. GIVEN UNDER MY HAND AND SEAL OF OFFICE, at Dallas, Texas, and issued this 18th day of May, 2021 A.D.

JOHN F. WARREN, Dallas County Clerk

By Guisla Hernandez Deputy  
Guisla Hernandez



**ATTORNEY  
CITATION  
PLAINTIFF'S ORIGINAL PETITION**

**CC-21-01905-B**

IN THE COUNTY COURT OF DALLAS  
County Court at Law No. 2  
Dallas County, Texas

JOHNATHAN MASON, *Plaintiff(s)*

VS.

LYFT, INC.; LYFT, INC. D/B/A LYFT  
DRIVES TEXAS, INC., *Defendant(s)*

**SERVE:**

**LYFT, INC. D/B/A LYFT DRIVES  
TEXAS, INC.  
SERVE ITS REGISTERED AGENT: CT  
CORPORATION SYSTEM  
REGISTERED AGENT  
1999 BRYAN ST STE 900  
DALLAS TX 75201**

**ISSUED THIS  
18TH DAY OF MAY, 2021**

JOHN F. WARREN, COUNTY CLERK  
BY: GUISLA HERNANDEZ, DEPUTY

Attorney for Plaintiff

SPENCER P BROWNE  
8222 DOUGLAS AVE  
SUITE 400  
DALLAS TX 75225  
214-526-7900

NO OFFICER'S FEES HAVE BEEN  
COLLECTED BY DALLAS COUNTY CLERK

**OFFICER'S RETURN**

CC-21-01905-B County Court at Law No. 2

JOHNATHAN MASON vs. LYFT, INC., LYFT, INC. D/B/A LYFT DRIVES TEXAS, INC.

**ADDRESS FOR SERVICE:**

SERVE ITS REGISTERED AGENT: CT CORPORATION SYSTEM REGISTERED AGENT  
1999 BRYAN ST STE 900  
DALLAS TX 75201

**Fees:**

Came to hand on the \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ m., and executed in \_\_\_\_\_ County, Texas by delivering to LYFT, INC. D/B/A LYFT DRIVES TEXAS, INC. in person, a true copy of this Citation together with the accompanying copy of the PLAINTIFF'S ORIGINAL PETITION with the date and service at the following times and places to-wit:

Name	Date/Time	Place, Course and Distance from Courthouse
_____	_____	_____
_____	_____	_____

And not executed as to the defendant(s), \_\_\_\_\_

The diligence used in finding said defendant(s) being:

\_\_\_\_\_ and the cause or failure to execute this process is:

\_\_\_\_\_ and the information received as to the whereabouts of said defendant(s) being:

Serving Petition and Copy \$ \_\_\_\_\_, Officer

Total \$ \_\_\_\_\_, County, Texas

By: \_\_\_\_\_, Deputy

\_\_\_\_\_, Affiant

# EXHIBIT 6



### Case Information

CC-21-01905-B | JOHNATHAN MASON vs. LYFT, INC., LYFT, INC. D/B/A LYFT DRIVES TEXAS, INC.

Case Number	Court	Judicial Officer
CC-21-01905-B	County Court at Law No. 2	BELLAN, MELISSA
File Date	Case Type	Case Status
05/17/2021	DAMAGES (COLLISION)	OPEN

### Party

PLAINTIFF  
MASON, JOHNATHAN

Active Attorneys ▼  
Lead Attorney  
BROWNE, SPENCER P  
Retained

DEFENDANT  
LYFT, INC.

Address  
CT CORPORATION SYSTEM, REGISTERED AGENT  
1999 BRYAN ST., STE. 900  
DALLAS TX 75201

DEFENDANT  
LYFT, INC. D/B/A LYFT DRIVES TEXAS, INC.

Address  
CT CORPORATION SYSTEM, REGISTERED AGENT  
1999 BRYAN ST., STE. 900  
DALLAS TX 75201

## Events and Hearings

05/17/2021 NEW CASE FILED (OCA)

05/17/2021 ORIGINAL PETITION ▼

PLAINTIFF'S ORIGINAL PETITION

05/17/2021 ISSUE CITATION ▼

ISSUE CITATION

ISSUE CITATION

Comment

E-SERVE ENV# 53537850

05/17/2021 JURY TRIAL DEMAND

05/18/2021 CITATION (SERVICE) ▼

Served

05/19/2021 11:25 AM

Anticipated Server

ATTORNEY

Anticipated Method

Actual Server

PRIVATE PROCESS SERVER

Returned

06/01/2021 6:20 PM

Served

05/19/2021 11:25 AM

Anticipated Server

ATTORNEY

Anticipated Method

Actual Server

PRIVATE PROCESS SERVER

Returned

06/01/2021 6:21 PM

06/01/2021 RETURN OF SERVICE ▼

RETURN OF SERVICE LYFT INC DBA LYFT DRIVES TEXAS INC

Comment

RETURN OF SERVICE LYFT INC DBA LYFT DRIVES TEXAS INC SERVED 05/19/2021 1:25 AM  
RETURNED 06/01/2021 6:21 PM

06/01/2021 RETURN OF SERVICE ▼

RETUFN OF SERVICE LYFT INC

Comment

RETUFN OF SERVICE LYFT INC SERVED 05/19/2021 1:25 AM RETURNED 06/01/2021 6:20 PM

## Financial

MASON, JOHNATHAN

Total Financial Assessment \$325.00

Total Payments and Credits \$325.00

5/17/2021 Transaction Assessment \$325.00

5/17/2021	CREDIT CARD - TEXFILE (CC)	Receipt # CV-2021- 04839	MASON, JOHNATHAN	(\$325.00)
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## Documents

PLAINTIFF'S ORIGINAL PETITION

ISSUE CITATION

ISSUE CITATION

RETURN OF SERVICE LYFT INC DBA LYFT DRIVES TEXAS INC

RETUFN OF SERVICE LYFT INC